

DAC



**UNITED STATES PATENT AND TRADEMARK OFFICE**

Examiner:

Group:

Attorney Docket #: 1109

In re:

Applicant(s): SCHALLNER, M., et al.

Serial No.: 09/532,144

Filed:

09/532,144

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SEP 8 2004

OFFICE OF PETITIONS

**RENEWED PETITION TO WITHDRAW HOLDING OF ABANDONMENT**

August 30, 2004

Honorable Commissioner of  
Patents and Trademarks  
Washington, D.C. 20231

Applicant's Petition to Withdraw Holding of Abandonment filed August 7, 2003, has been dismissed until such time as Petitioner provides sufficient explanation of the delay in filing the Petition.

Applicant originally filed a Petition to Withdraw Holding of Abandonment on July 12, 2002, and a copy thereof is attached hereto.

Further attached hereto is an extract from the office docket book, showing the filing of the subject document on July 12, 2002.

**MAIL STOP DAC**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. On 8/31/04

The Notice of Abandonment was mailed on June 27, 2002, and therefore the Petition to Withdraw Holding of Abandonment was timely filed within two months of notification of the abandonment of the application.

On July 14, 2003, a request was made to ADH Patent Services, Inc. to review the status of the application because no decision was rendered on the Petition to Withdraw Holding of Abandonment. By letter dated July 17, 2003, of which a copy is attached hereto, applicant was informed that the serial number on the Petition to Withdraw Holding of Abandonment was incorrect.

In fact it will be seen that the serial number on the original Petition to Withdraw Holding of Abandonment is indicated as 09/523,144, whereas the correct serial number is 09/532,144.

The error in the Serial Number was thereafter ascertained and on August 7, 2003, shortly after ascertaining of the typographical error, a new Petition to Withdraw Holding of Abandonment bearing the correct serial number was filed.

It will thus be seen that the originally filed Petition to Withdraw Holding of Abandonment was timely filed within two months of the Notification of Abandonment, and the new Petition to Withdraw Holding of Abandonment was promptly filed after first notification that the serial number on the original Petition was incorrect.

In view of the above, it is respectfully requested that the holding of abandonment of the subject application now be withdrawn, so that a patent may issue in this case.

Respectfully submitted,



Michael J. Striker  
Attorney for Applicant  
Reg. No.: 27233  
103 East Neck Road  
Huntington, New York 11743

**UNITED STATES PATENT AND TRADEMARK OFFICE**

Examiner: J. Zimmermann

Art Unit: 1775

In re:

Applicant: SCHALLNER, M, et al

Serial No.: 09/523,144

Filed: March 21, 2000

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**OFFICE OF PETITIONS**

**PETITION TO WITHDRAW HOLDING OF ABANDONMENT**

July 12, 2002

Honorable Commissioner of Patents  
and Trademarks  
Washington, D.C. 20231

Applicant herewith petitions to withdraw the holding of abandonment of the subject application.

The application became abandoned because the U.S. PTO did not receive the formal drawings which were required in the Notice of Allowance.

However, the formal drawings were sent to the U.S. PTO during March 2002 and a copy of the receipt postcard is attached hereto. Further attached hereto is a copy from the Office docket book showing transmittal of the formal drawings on March 11, 2002.

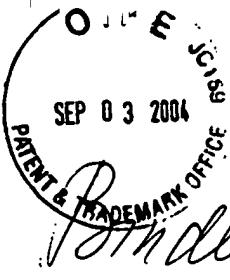
A copy of the transmittal form for the formal drawings which bears a Certificate of Mailing and a copy of the formal drawings are further attached hereto.

The undersigned hereby states that according to his best information and belief, the formal drawings were mailed to the U.S. PTO via first class mail, postage prepaid on March 11, 2002.

In view of the above, withdrawal of the holding of abandonment is requested.

Respectfully submitted,

Michael J. Striker  
Attorney for Applicant  
Reg. No.: 27233  
103 East Neck Road  
Huntington, New York 11743



Pindoragel  
Ser. No. 09/819,821  
Amend

Steinlechner  
Ser. No. 09/857,098  
Amend.

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July 12 2002  
Praeen  
Ser. No. 09/446,726  
RFP

Foll  
Ser. No. 09/483,953  
Pet. to withdraw holding of AB

TM: STOW-A-WEIGH  
Ser. No. 761,374,352  
Scale-Promix, Inc.  
Amend



M. Vega seal  
Ser No. 761378, 438  
F. Mendez  
Amend

Schallner  
Ser No. 09/523,144  
Pet. to withdraw holding of \$5

M. darda  
Reg. No. 982, 530  
Letter, exec. dec, specimen.

Mirosh  
Ser No. 101031, 631  
IDS

Pohl  
Ser No. 091453, 266  
formal dr

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Ruffo  
Srl No: 09/703,816.  
formaldehyde

Packer  
Srl No: 08/181,038  
formaldehyde

Moskob  
Srl No: 09/180,300  
formaldehyde

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July 15, 2002  
Moskob  
Srl No: 09/1674,933  
Amend.

Kaufmabel  
Srl No: 09/424,780  
RRR



# Memo

Date: July 17, 2003

To: Olga Fuchs  
Striker Striker & Stenby

From: Pam Carroll  
ADH Patent Services, Inc.  
1-800-927-4909

Re: Attached Request for Status:  
Serial No. 09/523,144 for Your Docket 1109

Please verify that you requested status for the correct serial number. The above referenced serial number issued as USP No 6,228,179 on 05/08/01 and does not appear to be a Striker Striker & Stenby case.

copy of the patent  
RECD BY  
SEP 8 2004  
OFFICE OF PETITIONS